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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 HILLCREST INVESTMENTS, LTD., a  
Canadian Corporation; AMERGOSA  
9 ENTERPRISE, LLC.,

10 Plaintiffs,

11 vs.

12 AMERICAN BORATE COMPANY, a foreign  
corporation; AMERICAN BORATE  
13 COMPANY of Texas, a foreign corporation;  
STATE ENGINEER, STATE OF NEVADA;  
14 DEPARTMENT OF CONSERVATION AND  
NATURAL RESOURCES, DIVISION OF  
15 WATER RESOURCES, a Nevada Political  
Subdivision; RAMM CORPORATION, a  
16 Nevada Corporation; UNITED STATES FISH  
AND WILD SERVICE, a division of the  
17 UNITED STATES; NATIONAL PARK  
SERVICE, a division of the UNITED  
18 STATES; DOES I – V; and ROES VI – X,

19 Defendants.  
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Case No. 2:21-cv-00964-RFB-NJK

**STIPULATION AND ORDER TO  
EXTEND DEADLINE TO FILE  
RESPONSE TO  
DEFENDANTS' AMERICAN BORATE  
COMPANY AND AMERICAN BORATE  
COMPANY OF TEXAS' RENEWED  
MOTION FOR SANCTIONS  
(TENTH REQUEST)**

21 Plaintiffs, HILLCREST INVESTMENTS, LTD. and AMERGOSA ENTERPRISE, LLC  
22 ("Plaintiffs"), Defendants, AMERICAN BORATE COMPANY AND AMERICAN BORATE  
23 COMPANY OF TEXAS (collectively "American Borate") and non-party attorney BYRON  
24 THOMAS, ESQ. ("Thomas") hereby stipulate and agree as follows:

25 On June 28, 2022, American Borate filed a renewed motion for sanctions against Plaintiffs  
26 and Thomas. Based on the filing of a previous stipulation, Plaintiffs' and Thomas' response is due  
27 November 4, 2022. Hillcrest and American Borate have diligently been negotiating settlement.  
28

Amergosa has not communicated with American Borate, but because Thomas' motion to withdraw from representing Amergosa is still pending before the Court, Amergosa is included in this stipulation. To allow time for negotiations to continue the parties agree to extend Plaintiffs' and Thomas' response deadline to November 18, 2022.

The parties do not seek this extension to cause delay or prejudice any party.

Dated this 4th day of November, 2022.

**HANKS LAW GROUP**

**LEONARD LAW, PC**

/s/ Karen L. Hanks

/s/ Debbie Leonard

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**LAW OFFICES OF BYRON THOMAS**

/s/ Byron Thomas

Byron Thomas, Esq.


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*Attorney for Amergosa Enterprise, LLC and On behalf of himself individually*

**IT IS SO ORDERED.**

  
\_\_\_\_\_  
RICHARD F. BOULWARE, II  
UNITED STATES DISTRICT JUDGE

DATED this 7th day of November, 2022.